

From: [Featherson, Clarence](#)
To: [Benton, Marvin](#)
Subject: RE: Wilcox Oil ----Conference Call ?
Date: Friday, August 17, 2018 8:57:28 AM
Attachments: [2018 CERCLA Successor Liability of Corporations summary .docx](#)
Importance: High

Hi Marvin,

I can make that time work if it works for you and other folks.

Also, you mentioned on last call when I was looking at factors that might decrease potential for KM's liability as manager/creator of Trust.

Have been working on a paper almost final on liability of successor corporations under CERCLA. Had not reviewed all the caselaw in table of cases at end, when we started discussing the KMI Trust. Not sure if I indicated in footnotes but in cases courts have held that a parent corporation making loans to subsidiary and having involvement in generic financial matters or assisting subsidiary doesn't equal involvement needed for piercing corporate veil. If you get a chance you might want to look at the attached info. What I was hoping Toerek could do is a quick analysis to see if based on the "specific facts" and history of the site and see if any basis exists for KM liability vs Trust liability.

Clarence

From: Benton, Marvin
Sent: Thursday, August 16, 2018 11:59 AM
To: Featherson, Clarence <Featherson.Clarence@epa.gov>
Cc: Benton, Marvin <Benton.Marvin@epa.gov>
Subject: Wilcox Oil ----Conference Call ?

Clarence:

Hi ! Are you available to
participate in a discussion
next Thursday August 23
4:00 pm EST to 4:30 pm EST ?

Thanks,

Marvin Benton
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